

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2001 NOV -5 PM 2:18  
CLERK, U.S. BANKRUPTCY  
COURT  
BY [Signature] DEPUTY

IN RE:

FAYRENE PRESTON

DEBTOR

CASE NO. 97-40508  
(CHAPTER 7)

TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION,  
AND REPORT OF PROPOSED DISTRIBUTION

JOYCE W. LINDAUER, Trustee of the estate of the above-named Debtor, certifies to the Court and United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claim as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of the Court. The trustee applies for commissions and expenses set forth herein and states that they are reasonable and proper.

Therefore, the trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: 9/14/01

[Signature]  
Joyce W. Lindauer, Trustee

\*\*\*\*\*

REVIEWED BY THE UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

Date: 11-1-01

UNITED STATES TRUSTEE

By: [Signature]

30

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE: )  
)  
)  
FAYRENE PRESTON ) CASE NO. 97-40508  
) (CHAPTER 7)  
DEBTOR. )

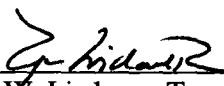
**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND  
APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. § 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. § 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this Final Report.
7. The Trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: 9/14/01

  
\_\_\_\_\_  
Joyce W. Lindauer, Trustee  
12900 Preston Road, Suite #1050  
Dallas, Texas 75230  
(972) 503-4033

SCHEDULE A-1

FINAL ACCOUNT AS OF:

A.	RECEIPTS	\$ 3,511.81
B.	DISBURSEMENTS	
(1)	Secured Creditors	\$ 0.00
(2)	Administrative Expenses	\$ 0.00
(3)	Priority Creditors	\$ 0.00
(4)	Other	\$ 0.00
	TOTAL DISBURSEMENTS:	<u>\$ 0.00</u>
C.	CURRENT BALANCE:	<u><u>\$ 3,511.81</u></u>

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

LINDAUER

COMMENTS:

CASE NAME:

PRESTON, FAYRENE

CASE NUMBER:

97-40508

DATE UST APPROVED:

37196

ESTATE INCOME:

TOTAL RECEIPTS:

\$3,511.81

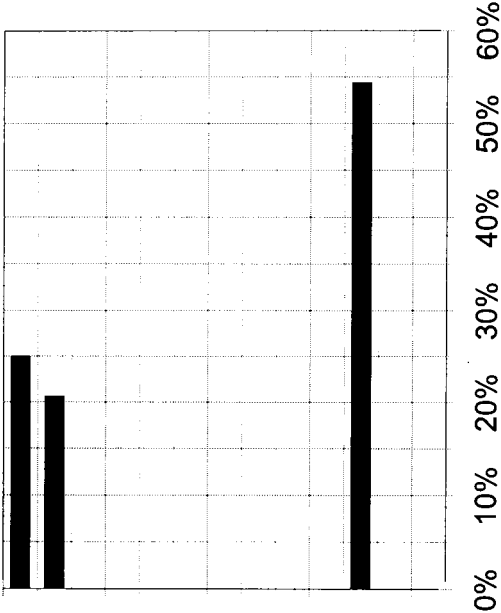
100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION  
TRUSTEE'S EXPENSES  
FIRM'S PROFESSIONAL FEES  
FIRM'S PROFESSIONAL EXPENSES  
OTHER ATTORNEY FEES  
OTHER PROFESSIONAL FEES  
COURT COSTS  
ESTATE EXPENSES(TAXES, ETC)  
PRIOR CHAPTER COSTS  
SECURED CLAIMS PAID  
PRIORITY CLAIMS PAID  
UNSECURED CLAIMS PAID  
OTHER(RETURN TO DEBTOR, ETC)

877.95  
724.05  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
1,909.81  
0.00  
0.00

25.00%  
20.62%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
54.38%  
0.00%  
0.00%



UNSECURED CLAIMS  
ALLOWED

31,121.61

UNSECURED CLAIMS  
PAID

0.00

PERCENT RECOVERED  
FOR UNSECURED

0.00%

# Form 1

## Individual Estate Property Record and Report Asset Cases

Page: 1

Case Number: 97-40508 DRS Trustee: (631680) JOYCE LINDAUER  
Case Name: PRESTON, FAYRENE Filed (f) or Converted (c): 02/18/97 (f)  
Period Ending: 09/11/01 \$341(a) Meeting Date: 04/11/97  
Claims Bar Date: 08/11/97

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	HOUSEHOLD FURNISHINGS	4,850.00	0.00		0.00	FA
2	WEARING APPAREL	490.00	0.00		0.00	FA
3	FURS AND JEWELRY	2,095.00	0.00		0.00	FA
4	AUTOMOBILE	1,500.00	0.00		0.00	FA
5	4 BURIAL PLOTS	2,000.00	2,000.00		3,500.00	FA
6	LLOYD E. STEVENS NO. 1 WELL	73.00	0.00	DA	0.00	FA
7	HOMESTEAD	100,178.97	0.00		0.00	FA
8	OIL AND GAS INTERESTS	100.00	0.00	DA	0.00	FA
9	CASH ON HAND	1.77	1.77	DA	0.00	FA
10	BANK ACCOUNTS	7.91	7.91	DA	0.00	FA
11	BOOKS AND ART OBJECTS 2 oil paintings done by great-grandmother	150.00	0.00		0.00	FA
12	INTERESTS IN INSURANCE POLICIES	0.00	0.00		0.00	FA
13	PENSION PLANS AND PROFIT SHARING IRA, Putnam Growth & Income CL-B, Plan ID #A52-3-466-68-8631-BBB-R	4,278.65	0.00		0.00	FA
14	PENSION PLANS AND PROFIT SHARING IRA, Putnam Growth & Income CL-B, Plan ID #A52-3-466-68-8631-BBC-S	293.06	0.00		0.00	FA

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 97-40508 DRS Trustee: (631680) JOYCE LINDAUER  
Case Name: PRESTON, FAYRENE Filed (f) or Converted (c): 02/18/97 (f)  
Period Ending: 09/11/01 \$341(a) Meeting Date: 04/11/97  
Claims Bar Date: 08/11/97

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
15	COPYRIGHTS Copyright on 47 titled books (until death plus 50 years)	50.00	50.00	DA	0.00	FA
16	OFFICE EQUIPMENT, FURNISHINGS, AND SUPPLIES	3,050.00	0.00		0.00	FA
17	MACHINERY, FIXTURES, AND BUSINESS EQUIPMENT	3,436.00	0.00	DA	0.00	FA
Int	INTEREST (u)	Unknown	N/A		11.81	Unknown
18	Assets	Totals (Excluding unknown values)	\$122,554.36	\$2,059.68	\$3,511.81	\$0.00

#### Major Activities Affecting Case Closing:

Order granting Trustee's exemptions entered April 7, 1999. In the process of obtaining information regarding funeral plots that now belong to the estate to be liquidated for benefit of creditors. Sale of funeral plots will permit case to close. Don Flusche is handling liquidation of funeral plots. Information has been forwarded to him for sale. Don Flusche attempted to sell with no success. Researching other possible avenues for sale. Determined to file for abandonment. Received offer after notice of abandonment was circulated. Withdrew notice of abandonment. Have accepted offer of \$3500.00 as of 4/15/01. Preparing Motion to Sell.

Initial Projected Date Of Final Report (TFR): August 1, 1999 Current Projected Date Of Final Report (TFR): June 15, 2001

# Form 2

## Cash Receipts And Disbursements Record

Page: 1

Case Number: 97-40508 DRS  
Case Name: PRESTON, FAYRENE

Trustee: JOYCE LINDAUER (631680)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-8349208-65 - Money Market Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

Taxpayer ID #: 13-7290116  
Period Ending: 09/11/01

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
06/18/01	{5}	Greg Preston	Purchase of Cemetery Plots	3,500.00		3,500.00
06/29/01	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.5000%	1.58		3,501.58
07/31/01	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.5000%	4.46		3,506.04
08/31/01	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.5000%	4.47		3,510.51
09/11/01	Int	Interest Posting	Current Interest Rate is 1.5000%	1.30		3,511.81
09/11/01		To Account #312834920866	Close MMA /Open Checking Preparing TFR		3,511.81	0.00

<b>ACCOUNT TOTALS</b>	<b>3,511.81</b>	<b>3,511.81</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	3,511.81	
<b>Subtotal</b>	<b>3,511.81</b>	<b>0.00</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$3,511.81</b>	<b>\$0.00</b>	

# Form 2

Page: 2

## Cash Receipts And Disbursements Record

Case Number: 97-40508 DRS  
Case Name: PRESTON, FAYRENE

Trustee: JOYCE LINDAUER (631680)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-8349208-66 - Checking Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

Taxpayer ID #: 13-7290116  
Period Ending: 09/11/01

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
09/11/01		From Account #312834920865	Close MMA /Open Checking Preparing TFR	3,511.81		3,511.81

<b>ACCOUNT TOTALS</b>	3,511.81	0.00	<b>\$3,511.81</b>
Less: Bank Transfers	3,511.81	0.00	
<b>Subtotal</b>	0.00	0.00	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$0.00</b>	

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
MMA # 312-8349208-65	3,511.81	0.00	0.00
Checking # 312-8349208-66	0.00	0.00	3,511.81
	<b>\$3,511.81</b>	<b>\$0.00</b>	<b>\$3,511.81</b>



SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS (cases filed after 10/22/95)

Total Receipts	<u>3,511.81</u>	25% of First \$5,000	\$ 877.95
Less	(5,000.00)		
Balance	<u>0.00</u>	10% of next \$45,000	\$ 0.00
Less	(45,000.00)		
Balance	<u>0.00</u>	5% of next \$950,000	\$ 0.00
Less	(950,000.00)		
Balance	<u>0.00</u>	3% of Remaining Balance	<u>\$ 0.00</u>

TOTAL COMMISSIONS \$ 877.95

UNREIMBURSED EXPENSES

Recording Fees	\$ 0.00
Premium on Trustee's Bond	\$ 0.00
Copy Costs (See Exhibit "A")	\$ 140.25
Postage Costs (See Exhibit "A")	\$ 51.80
Secretarial Time (See Exhibit "A")	\$ 415.00
Preservation of Estate (Dallas Morning News Ads)	\$ 117.00

TOTAL UNREIMBURSED EXPENSES: \$ 724.05

**EXHIBIT "A"**

**TRUSTEE EXPENSES**

<b>Secretarial, Copies, Postage:</b>	<b># Copies</b>	<b>Postage</b>
Prepare Objections to Exemptions	35	8.65
Application to Sell Property of Estate Drafted	35	3.65
Application to Employ Auctioneer Drafted	36	3.65
Draft Notice to Abandon	15	3.65
Draft Withdrawal of Abandonment	15	3.65
Draft Application to Sell Cemetary Plots	65	7.65
Draft Final Report	240	12.95
Preparation to Supplemental Final Report	120	12.95

<b>TOTALS:</b>	
Secretarial Time = 8.3 hours @ \$ 50.00/hour	\$415.00
Copies = 561 @ \$ .25/page	\$140.25
Postage	\$ 51.80

SECRETARIAL TIME

Date	Description of Services	Total Hours
05/01/97	Prepare Objections to Exemptions	1.0
09/05/99	Application to Sell Property of Estate Drafted	1.0
09/05/99	Application to Employ Auctioneer Drafted	1.0
03/15/01	Draft Notice to Abandon	.3
04/08/01	Draft Withdrawal of Abandonment	.2
04/27/01	Draft Application to Sell Cemetary Plots	1.0
09/10/01	Draft Final Report	2.5
	Revise Final Report	.3
	Preparation of Supplemental Final Report	1.0
	Total Hours:	8.3

SCHEDULE C

EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C. Sec. 507(a) (1) <u>Court Costs and Fees</u>	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
2. 11 U.S.C. Sec. 503(b) (1) (A) <u>Preservation of Estate</u>				
A. Transportation	0.00	0.00	0.00	0.00
B. Storage	0.00	0.00	0.00	0.00
C. Wages	0.00	0.00	0.00	0.00
D. Estates share FICA	0.00	0.00	0.00	0.00
E. Insurance	0.00	0.00	0.00	0.00
F. Upkeep	0.00	0.00	0.00	0.00
G. Other (itemize)	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b) (2) <u>Post-Petition taxes and related penalties</u>	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b) (2) <u>Compensation and Reimbursement</u>				
A. Compensation of Trustee	\$ 877.95	\$ 877.95	0.00	\$ 877.95
B. Expenses of Trustee	\$ 724.05	\$ 724.05	0.00	\$ 724.05
C. Expenses of Auctioneer	\$ 0.00	\$ 0.00	0.00	\$ 0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. U.S. Trustee fees	0.00	0.00	0.00	0.00
7. Other (itemize)	0.00	0.00	0.00	0.00
Totals:	<u>\$1,602.00</u>	<u>\$1,602.00</u>	<u>\$ 0.00</u>	<u>\$1,602.00</u>

## SCHEDULE D

## SECURED CLAIMS

[illegible]

# SCHEDULE E

## PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Claim No.	(2) Amt. Claimed	(3) Amt. Allowed	(4) Amt. Paid	(5) Due
1. For Credit Extended Section 364(e)(1)					
2. Claims for failure of adequate protection Section 307(a)(b)					
3. "Gap Claims" Section 507(a)(2)					
4. Wages, etc. Section 507(a)(3)					
5. Contributions to Benefit Plans Section 507(a)(4)					
6. Consumer Deposits Section 507(a)(6)					
7. Taxes Section 507(a)(7)	(3)IRS	\$17,679.60	\$17,679.60	\$0.00	\$17,679.60
<b>TOTAL:</b>					<b>\$17,679.60</b>

# U.S. Bankruptcy Court

Eastern District of Texas (Sherman)

- *Bankruptcy Petition #*: 97-40508 *Date filed*: 2/18/97
- *Assigned to*: Honorable Donald R. Sharp
- Chapter 7, voluntary, individual, asset

* Parties *	* Attorneys *
<b>FAYRENE PRESTON</b> 767 Panorama Drive Plano, TX 75073 SSN: 466-68-8631 * Debtor *	<b>H. Mark Baggett</b> 555 Republic Drive Suite 200 Plano, TX 75074 972-943-1222
<b>JOYCE W. LINDAUER, Trustee</b> 12900 Preston Rd. Suite 1050 Dallas, TX 75230 * Trustee *	

## Docket Proceedings

Date	Doc. No.	Docket Entry
2/18/97	1	Voluntary Petition And Matrix all schedules and statements. ( Filing Fee \$ 175.00 Receipt # 405768) (ea) [EOD 02/19/97]
2/18/97	2	Notice to Individual Consumer Debtor. (ea) [EOD 02/19/97]
2/18/97	--	First Meeting of Creditors Scheduled For 9:00 4/11/97 At Plano Centre ; Last Day To Oppose Discharge: 6/10/97 . (ea) [EOD 02/19/97]
2/24/97	3	Certificate of Mailing Re: [0-0] First Meeting # of notices: 14. (ml) [EOD 02/25/97]
2/26/97	4	Notice To Trustee Of Selection And Appointment With Trustee's Acceptance. (Joyce Lindauer) (ea) [EOD 02/26/97]
5/2/97	5	Objection to Exemption By Trustee Joyce W. Lindauer . (ea) [EOD 05/06/97]

5/6/97	--	Hearing Re: [5-1] Exemption Objection by Joyce W. Lindauer Scheduled For 1:30 6/11/97 at Wells Fargo Bank . (sr) [EOD 05/06/97]
5/9/97	6	Certificate of Mailing Re: [0-0] Hearing on [5-1] Exemption Objection by Joyce W. Lindauer # of notices: 4. (ml) [EOD 05/13/97]
5/13/97	7	First Meeting Held. (Asset case) (ea) [EOD 05/13/97]
5/13/97	8	Order Setting Bar Date. Last Day to File Government Claims: 11/9/97 . Last Day To File Claims 8/11/97 (ea) [EOD 05/13/97]
5/16/97	9	Certificate of Mailing Re: [8-1] Bar Date Order # of notices: 15. (ea) [EOD 05/19/97]
6/11/97	10	Hearing Held Re: [5-1] Exemption Objection by Joyce W. Lindauer . ----> Objection taken under Advisement. (ml) [EOD 06/12/97]
6/27/97	11	Order Discharging Debtor Fayrene Preston. (ea) [EOD 06/27/97]
7/1/97	12	Certificate of Mailing Re: [11-1] Discharge Order by Fayrene Preston # of notices: 15. (jk) [EOD 07/02/97]
4/6/99	<u>13</u>	Order Granting [5-1] Exemption Objection by Joyce W. Lindauer. (ea) [EOD 04/07/99]
4/6/99	<u>14</u>	Opinion/Findings of Fact and Conclusions of Law By Re: [5-1] Exemption Objection by Joyce W. Lindauer. (ea) [EOD 04/07/99]
4/12/99	<u>15</u>	Certificate of Mailing Re: [13-1] Order # of notices: 4. (ea) [EOD 04/13/99]
4/16/99	<u>16</u>	Certificate of Mailing Re: [14-1] Findings of Fact # of notices: 3. (ea) [EOD 04/16/99]
4/21/99	--	Designation of Exemption filed by Debtor re: [13-1] Order (jrb) [EOD 05/07/99]
7/14/99	<u>18</u>	Bill Of Costs. Notices Amount \$ 0.00 Total Amount \$ 0.00 (jrb) [EOD 07/14/99]
9/7/99	<u>19</u>	Application By Trustee Joyce W. Lindauer To Sell Property of the Estate. (ea) [EOD 09/08/99]



9/7/99	<u>20</u>	Application By Trustee Joyce W. Lindauer To Employ Auctioneer to liquidate assets of Estate. (ea) [EOD 09/08/99]
10/4/99	<u>21</u>	Order Granting [19-1] Application To Sell Property of the Estate by Joyce W. Lindauer . (ea) [EOD 10/06/99]
10/4/99	<u>22</u>	Order Granting [20-1] Application To Employ Auctioneer to liquidate assets of Estate by Joyce W. Lindauer . (ea)
	cont.	[EOD 10/06/99]
10/12/99	<u>23</u>	Certificate of Mailing Re: [21-1] Order # of notices: 4. (ea) [EOD 10/12/99]
10/12/99	<u>24</u>	Certificate of Mailing Re: [22-1] Order # of notices: 4. (ea) [EOD 10/12/99]
3/19/01	<u>25</u>	Notice Of Intent By Trustee Joyce W. Lindauer To Abandon Property. (4 Cemetary Plots known as Lots 1,2,4,& 5, Block A, Highland Garden Addition located at Restland Memorial Park) (ea) [EOD 03/20/01]
4/9/01	<u>26</u>	Notice of Withdrawal By Trustee Joyce W. Lindauer Of [25-1] To Abandon Notice by Joyce W. Lindauer . (ea) [EOD 04/10/01]
4/30/01	<u>27</u>	Application By Trustee Joyce W. Lindauer To Sell Cemetary Plots located at Restland Memorial Park. (ea) [EOD 05/01/01]
6/11/01	<u>28</u>	Order Granting [27-1] Application To Sell Cemetary Plots located at Restland Memorial Park by Joyce W. Lindauer. (bw) [EOD 06/12/01]
6/15/01	<u>29</u>	Certificate of Mailing Re: [28-1] Order # of notices: 4. (ea) [EOD 06/18/01]

**Report Criteria**

Case Num: 97-40508

Filed between: 01/01/31 and 09/10/01

**End of Report****PACER Service Center****Transaction Receipt**

09/10/2001 14:03:31			
<b>PACER Login:</b>	li0081	<b>Client Code:</b>	
<b>Description:</b>	docket report	<b>Case Number:</b>	1997-40508
<b>Billable Pages:</b>	3	<b>Cost:</b>	0.21



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☒ For information or comments, please contact [Pacer Service Center](#)



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## U.S. Bankruptcy Court - Eastern District of Texas Claims Register Report

**97-40508 In re: Fayrene Preston**

**Case type: bk Chapter: 7 Asset: y Vol: v Case filed: 02/18/97**

**Judge: Donald R. Sharp**

<b>97 - 40508</b>	<b>Debtor Name:</b> Preston , Fayrene	<b>Last Date to File Claims:</b> 08/11/97 <b>Last Date to File (govt):</b> 11/09/97
<b>Claim Number: 1</b>	<b>Creditor Name:</b> Compass Bank PO Box 10566 Birmingham, AL 35296	<b>Nature of Claim:</b> <b>Deficiency:</b> <b>Unliquidated:</b>
<b>Claim date:</b> 06/30/97		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
18,105.70	g	
<b>Total: \$ 18,105.70</b>		
<b>Amount Allowed:</b> N/A	<b>Description:</b>	<b>Order Action:</b>

<b>97 - 40508</b>	<b>Debtor Name:</b> Preston , Fayrene	<b>Last Date to File Claims:</b> 08/11/97 <b>Last Date to File (govt):</b> 11/09/97
<b>Claim Number: 2</b>	<b>Creditor Name:</b> Citibank (South Dakota) NA Exception Payment ProcessingMS 1186 PO Box 6005 Sioux Falls, SD 57117-6005	<b>Nature of Claim:</b> <b>Deficiency:</b> <b>Unliquidated:</b>
<b>Claim date:</b> 07/09/97		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
5,594.21	g	
<b>Total: \$ 5,594.21</b>		
<b>Amount Allowed:</b> N/A	<b>Description:</b>	<b>Order Action:</b>

<b>97 - 40508</b>	<b>Debtor Name:</b> Preston , Fayrene	<b>Last Date to File Claims:</b> 08/11/97 <b>Last Date to File (govt):</b> 11/09/97
<b>Claim Number: 3</b>	<b>Creditor Name:</b> Internal Revenue Service 1100 Commerce St. Room 9A20 Stop 5026 DAL Dallas, TX 75242	<b>Nature of Claim:</b> <b>Deficiency:</b> <b>Unliquidated:</b>
<b>Claim date:</b> 07/11/97		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
3,164.02	g	
17,679.60	o	
<b>Total: \$ 20,843.62</b>		
<b>Amount Allowed:</b> N/A	<b>Description:</b>	<b>Order Action:</b>

--	--	--

<b>97 - 40508</b>	<b>Debtor Name:</b> Preston , Fayrene	<b>Last Date to File Claims:</b> 08/11/97 <b>Last Date to File (govt):</b> 11/09/97
<b>Claim Number:</b> 4	<b>Creditor Name:</b> Comerica Bank PO Box 740933 Dallas, TX 75374	<b>Nature of Claim:</b> <b>Deficiency:</b> <b>Unliquidated:</b>
<b>Claim date:</b> 07/30/97		
<b>Amount</b>	<b>Class</b>	<b>Remarks</b>
4,257.68	g	
<b>Total:</b> \$ 4,257.68		
<b>Amount Allowed:</b> N/A	<b>Description:</b>	<b>Order Action:</b>

**Report Criteria**

<b>Claim Number(s):</b>	All
-------------------------	-----

**End of Claims Register Report**

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
09/10/2001 14:03:53			
<b>PACER Login:</b>	li0081	<b>Client Code:</b>	
<b>Description:</b>	claim register	<b>Case Number:</b>	1997-40508
<b>Billable Pages:</b>	1	<b>Cost:</b>	0.07

Need help? Try the [PACER User's Guide](#).
☒ For information or comments, please contact [Pacer Service Center](#)

[PACER Home](#).

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS**

In Re:  
Fayrene Preston

Case No: 97-40508 drs  
Chapter: 7

Debtor(s)

---

**BILL OF COURT COSTS**

---

To: **Joyce Lindauer**  
**2502 McKinney, #310**  
**Dallas, TX 75204**

Notice is hereby given that court costs (and deferred adversary filing fees, if applicable) are due and owing, pursuant to 28 USC Section 1930, in the above case in the amount of **\$0.00**.

These costs are itemized as follows:

**NOTICES**

\$.25 per notice in excess of 50 notices mailed prior to 1/1/87. **\$0.00**

\$.50 per notice for all notices mailed 1/1/87 between 1/1/98. **\$0.00**

**NOTE:** For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES.  
(Do Not Bill for \$.50 per notice)

**NOTE:** For all other chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$.50 per notice)

**PROCESSING CLAIMS**

**NOTE:** Eliminated is the fee of \$.25 for clerical processing of each claim in excess of 10 in cases filed under the Act or Code.

**DEFERRED ADVERSARY FILING FEES**

0 Chapter 7 Adversary Proceeding filed @ \$120.00/150.00 each. **\$0.00**

**NOTE:** For all Adversary Proceedings filed after 12/18/96 the filing fee is \$150.00.

**TOTAL AMOUNT DUE** **\$0.00**

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: July 14, 1999

JAMES D. TOKOPH  
Clerk of Court

By: Judy Brooks  
Deputy Clerk

**NOTE:** For Chapter 11 Cases Only: Court costs are due on or before the confirmation hearing. The Judge will confirm that these cases have been paid at the hearing.

FILED  
U.S. BANKRUPTCY COURT  
DISTRICT OF TX  
IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION 01 JUN 11 AM 10:19

IN RE:

FAYRENE PRESTON  
DEBTOR.

**EOD**  
JUN 12 2001

CLERK, U.S. BANKRUPTCY  
COURT  
BY \_\_\_\_\_ DEPUTY

CASE NO. 97-40508  
(Chapter 7)

ORDER GRANTING  
TRUSTEE'S APPLICATION TO SELL PROPERTY  
OF THE ESTATE

CAME ON FOR CONSIDERATION the Trustee's Application to Sell Property of the Estate to Greg Preston in the amount of \$3,500.00 and the Court, upon a review of the pleadings on file, finds that good cause exists for granting same. It is, therefore

ORDERED, ADJUDGED AND DECREED that the Trustee's Application to Sell Property of the Estate is hereby GRANTED and all liens, claims and encumbrances shall attach to the proceeds of sale.

SIGNED: June 11, 2001

Donald M. Spry  
UNITED STATES BANKRUPTCY JUDGE

2

JOYCE W. LINDAUER  
CHAPTER 7 TRUSTEE  
12900 Preston Road, Suite 1050  
Dallas, Texas 75230  
Telephone: (972) 503-4033

FILED  
BANKRUPTCY COURT  
01 APR -9 PM 3:56  
CLERK U.S. BANKRUPTCY  
COURT  
BY *ML* DEPUTY

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE: §  
§  
FAYRENE PRESTON § CASE NO. 97-40508  
§  
DEBTOR. §

WITHDRAWAL OF CHAPTER 7 TRUSTEE'S  
NOTICE OF INTENT TO ABANDON PROPERTY

TO THE HONORABLE DONALD SHARP,  
UNITED STATES BANKRUPTCY JUDGE:

COMES NOW Joyce W. Lindauer, the duly appointed interim trustee of the above-styled estate, and files this her Withdrawal of Chapter 7 Trustee's Notice of Intent to Abandon Property.

DATED this 9th day of April, 2001.

Respectfully submitted,

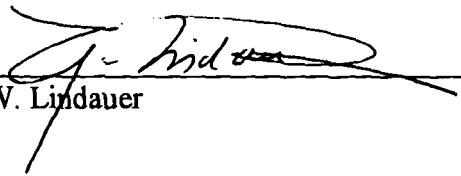
Joyce W. Lindauer  
Chapter 7 Trustee  
12900 Preston Road, Suite 1050  
Dallas, Texas 75230  
Telephone: (972) 503-4033

By: 

Joyce W. Lindauer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 9th day of April, 2001, a true and correct copy of the foregoing Withdrawal of Chapter 7 Trustee's Notice of Intent to Abandon Property was served by United States first class mail, postage prepaid, upon the parties listed below.

  
Joyce W. Lindauer

Fayrene Preston  
767 Panorama Drive  
Plano, TX 75073

Harold M. Baggett  
101 E. Park Blvd. #755  
Plano, TX 75074

United States Trustee  
110 N. College Avenue, Suite 300  
Tyler, Texas 75702



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

99 OCT -4 PM 1:

CLERK, U.S. BANKRUPTCY COURT

IN RE:

FAYRENE PRESTON,

DEBTOR.

§  
§  
§  
§  
§

CASE NO. 97-40508  
(Chapter 7)

FOOD

OCT 06 1999

ORDER GRANTING  
TRUSTEE'S APPLICATION TO SELL PROPERTY  
OF THE ESTATE

CAME ON FOR CONSIDERATION the Trustee's Application to Sell Property of the Estate  
and the Court, upon a review of the pleadings on file, finds that good cause exists for granting same.  
It is, therefore

ORDERED, ADJUDGED AND DECREED that the Trustee's Application to Sell Property  
of the Estate is hereby GRANTED and all liens, claims and encumbrances shall attach to the  
proceeds of sale. It is further

ORDERED that all commissions and closing costs are to be paid pursuant to the closing  
statement.


SIGNED: October 4, 1999.

  
UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

CLERK, U.S. BANKRUPTCY  
COURT

BY  DEPUTY

CASE NO. 97-40508  
(Chapter 7)

IN RE: FAYRENE PRESTON

DEBTOR.

§  
§  
§  
§  
§

END

ORDER GRANTING  
APPLICATION TO EMPLOY AUCTIONEER TO  
LIQUIDATE ASSETS OF ESTATE

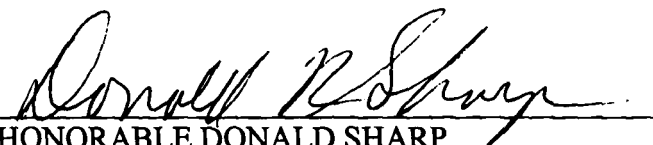
OCT 05 1999

UPON CONSIDERATION of the application of Joyce W. Lindauer, Chapter 7 Trustee, seeking approval of her employment of Don Flusche, Flusche Auction Co., Inc., to conduct the sale of cemetery plots described in the application, and it appearing that said auctioneer is qualified and competent to conduct the sale, that said auctioneer has no interest that would disqualify him from the proposed employment, and that the fee to be paid is reasonable, it is

ORDERED, ADJUDGED AND DECREED that the employment by the Chapter 7 Trustee of Don Flusche, Flusche Auction Co., Inc., on the terms set forth in the Trustee's application is approved.

DATED:

October 4, 1999.

  
HONORABLE DONALD SHARP  
UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE: )  
 )  
FAYRENE PRESTON ) CASE NO. 97-40508  
 ) (CHAPTER 7)  
DEBTOR. )

**TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTIONS**

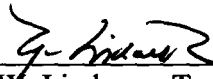
The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distribution.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution upon certification by the U.S. Trustee unless written objection thereto is filed and served on the trustee and on the U.S. Trustee.

i.	Balance on Hand	\$3,511.81
ii.	Administrative Expenses to be paid	\$1,602.00
iii.	Priority Claims to be paid	\$ 1,909.81
iv.	Secured Claims to be paid	\$ 0.00
v.	Unsecured Claims to be paid	\$ 0.00
vi.	Miscellaneous distributions to be paid	\$ 0.00
vii.	Total Distributions to be made	<u>\$3,511.81</u>
viii.	Zero Balance	<u>\$ 0.00</u>

Dated: 9/14/01

  
\_\_\_\_\_  
Joyce W. Lindauer, Trustee  
12900 Preston Road, Suite 1050  
Dallas, Texas 75230  
(972) 503-4033

Claims Proposed Distribution  
Trustee: Joyce W. Lindauer

Case: Fayrene Preston  
Case Balance: \$3,511.81

Total Proposed Payment: \$3,511.81

Remaining Balance: \$3,511.81

Claim No.	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remaining Funds
	Joyce W. Lindauer Exp - Trustee (Ch 7)	Admin Ch 7	\$724.05	\$724.05	\$0.00	\$724.05	\$724.05	\$2,787.76
	Clerk, U.S. Bankruptcy Court	Admin Ch 7	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,787.76
	Joyce W. Lindauer Fees - Trustee (Ch 7)	Admin Ch 7	\$877.95	\$877.95	\$0.00	\$877.95	\$877.95	\$1,909.81
	Fees - Trustee's Atty (Ch 7)	Admin Ch 7	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,909.81
1	Compass Bank	Un- secured	\$18,105.70	\$18,105.70	\$0.00	\$18,105.70	\$0.00	\$1,909.81
2	Citibank	Un- secured	\$5,594.21	\$5,594.21	\$0.00	\$5,594.21	\$0.00	\$1,909.81
3	Internal Revenue Service	Un- secured	\$3,164.02	\$3,164.02	\$0.00	\$3,164.02	\$0.00	\$1,909.81
3	Internal Revenue Service	Priority	\$17,679.60	\$17,679.60	\$0.00	\$17,679.60	\$1,909.81	\$0.00
4	Comerica Bank	Un- secured	\$4,257.68	\$4,257.68	\$0.00	\$4,257.68	\$0.00	\$0.00
Total for Case No. 97-40508			\$50,403.21	\$50,403.21	\$0.00	\$50,403.21	\$3,511.81	\$0.00

CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Balance
Total Administrative Claims:	\$ 1,602.00	\$ 1,602.00	\$0.00	\$ 1,602.00
Total Priority Claims:	\$17,679.60	\$17,679.60	\$0.00	\$17,679.60
Total Secured Claims:	\$ 0.00	\$ 0.00	\$0.00	\$ 0.00
Total Unsecured Claims:	\$31,121.61	\$31,121.61	\$0.00	\$31,121.61

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE: FAYRENE PRESTON                                 / BANKRUPTCY CASE: 97-40508  
                                                                      /  
                                                                      / CHAPTER 7

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.  
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 200 E. Ferguson, Tyler, Texas 75702, or at the trustee's office whose name and address is as follows:

JOYCE LINDAUER 12900 PRESTON ROAD SUITE 900 DALLAS, TX 75230

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>JOYCE LINDAUER</u> Trustee	<u>877.95</u>	<u>724.05</u>
<u>Attorney for Trustee</u>	<u>                    </u>	<u>                    </u>
<u>U. S. Bankruptcy Court</u>	<u>0.00</u>	<u>                    </u>

The trustee's account shows:

<b>Total Receipts</b>	<b>Total Disbursements</b>	<b>Balance</b>
<u>\$ 3511.81</u>	<u>\$ 0.00</u>	<u>\$ 3511.81</u>

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 17679.60 ; general unsecured claims have been allowed in the amount of \$ 31121.61 .  
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on \_\_\_\_\_

at \_\_\_\_\_ .

Date: \_\_\_\_\_

**JAMES D. TOKOPH**, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE:	)	
	)	
FAYRENE PRESTON	)	CASE NO. 97-40508
	)	(CHAPTER 7)
	)	
DEBTOR.	)	

ORDER APPROVING TRUSTEE'S FINAL REPORT,  
PROPOSED DISTRIBUTION AND ALLOWING COMPENSATION

The Trustee having filed an Application for Compensation and Reimbursement of Expenses, and the Trustee having filed a Final Report and Report of Proposed Distribution, after hearing and due consideration, it is hereby:

ORDERED that the Trustee's Final Report and Proposed Distribution are hereby approved. It is further

ORDERED that the Trustee, Joyce W. Lindauer, is to pay the claims allowed and approved in the Trustee's Final Report and Report of Proposed Distribution.

DATED: \_\_\_\_\_.

\_\_\_\_\_  
UNITED STATES BANKRUPTCY JUDGE